

ALAMEDA COUNTY SUPERIOR COURT
APPLICATION FOR APPOINTMENT TO ADR PANELS
including Judicial Arbitration, Mediation, Neutral Evaluation, and Private Arbitration

1. APPLICANT:

Applicant's Name: STEVEN M. MCCARTHY
 Firm Name: MCCARTHY LAW OFFICES
 Address: 2110 EMERALDCANERO, SUITE 100
 City/State/Zip: OAKLAND CA 94606
 Telephone: (510) 536 6163 Fax: (510) 535 2579
 Email: CARACTACUS@AOL.COM OR MCCARTHYLEGAL.COM

2. PANEL REQUEST: (All applicants are requested to serve as Judicial Arbitrators)

Check each panel for which you are applying:

☒ Judicial Arbitration ☒ Mediation ☒ Neutral Evaluation ☒ Private Arbitration

3. EDUCATION:

Dates (from-to)	College/University/Law School	Degree Obtained
75-78	GOLDEN GATE UNIV. JD	Yes 1978
73-75	SF STATE MA	1975
67-71	UNIV of VIRGINIA BA	1971

4. LEGAL EXPERIENCE: State Bar No. 85433 Date Admitted: 5/31/79

A. Are you a member in good standing of the State Bar of California? ☒ Yes ☐ No

B. Are you a retired judicial officer? ☐ Yes ☒ No

Please describe when/where you last served as a judicial officer: LAST WEEK

C. Are you actively engaged in the practice of law at this time? ☒ Yes ☐ No

If not, are you retired from practice? ☐ Yes ☐ No Date retired:

If your license is presently inactive, please explain:

D. Are you currently active in litigation practice? ☒ Yes ☐ No

Approximately what percentage of your practice involves litigation? 100 %

E. If your practice includes personal injury litigation, approximately what percentage of your practice involves the representation of: plaintiffs 90 % ; of defendants 10 %?

F. How many of the following have you personally handled as attorney of record in the past five years? Jury Trials 6 ; Court Trials 0 ; Mediations 20 ; Arbitrations 2 ;

G. Describe any legal publications or teaching you have done: 1 TAUGHT THRU PARTY PREMISES LIABILITY AT ACBA

5. ADR TRAINING and EXPERIENCE

Course Title	Sponsoring Organization	Hours of Credit	Dates
MEDIATION	CONTRA COSTA COMM COLL	10.5	8/19/02-12/16/02

A. Number of years experience as: mediator 20 ; arbitrator 20 ; neutral evaluator 5 ;

B. List all other court-connected ADR panels of which you are a member, specifying the processes for which you have qualified: CONTRA COSTA EASE, ACBA FEE ARBITRATION

C. State the name(s) of any organization(s) through which you have provided ADR services during the past five years, giving the dates and the services you provided: CONTRA COSTA COUNTY (CONTINUOUS) ALAMEDA COUNTY (CONTINUOUS)

D. Describe the subject matter of five disputes in which you served as the ADR provider in the past 5 years, including the dates of service, the process and if you were sole or co-provider.

1. AYOLO VALLEY PKB. v RY PHILLIPS HOGUE, SOLANO #023599 MEDIATION 11/50/04
2. NEWMAN v SAGERLI, COCO # RS031547 3/12/04 MEDIATION;
3. G+K SERVICES v ZON WITHERSON INC. # SANTA CLARA # CV814862 MED
4. G+K SERVICES v ADVANCED PRINTING ALA #2001031253 MEDIATION 1/8/03
5. KAPLAN v JOO COCO # 02-0468 ARBITRATION 4/22/03

E. Is your ADR style best described as facilitative or ☒ evaluative/directive?

F. Describe any ADR related publications or training you have done:

G. Set forth your hourly fee or fee schedule, including any sliding scale or pro bono provisions.

Attach a copy of your fee agreement. (Please note: Judicial arbitrators waive compensation for the first three (3) hours of hearing time in Alameda County and all ADR panelists are requested to accept at least three (3) Judicial arbitration cases per year).

\$250-300 /hr

6. AVAILABILITY/SPECIAL REQUIREMENTS

A. List any languages, other than English, in which you are able to conduct ADR proceedings:

NONE

B. Please state any special bi-cultural/multi-cultural capabilities or familiarity you possess:

NONE

C. You are available to conduct ADR conferences: ☒ in your office; ☒ at counsel's office; other (please describe:)

D. You are available to conduct ADR proceedings: ☒ during regular office hours; ☒ evenings by appointment; weekends by prior arrangement;

E. Please describe any requirements you have for ADR participants such as submission of copies of pleadings, briefs, declarations in lieu of testimony, etc.:

BRIEFS FIVE DAYS IN ADVANCE

7. SUBJECT MATTER DESIGNATION

Please check each area below in which you are qualified by training/experience to provide ADR services, indicating the percentage it represents of your law practice, if any, and the ADR process(es) which you are prepared to offer in that area:

Case Type Accepted	% of Practice	Judicial Arb.	Mediation	Neutral Eval.	Private Arb.
Bankruptcy	0.5%				
Business/Corp.					
Civil Rights	5.0%				
Collections	5.0%				
Construction					
Contracts	5.0%	✓	✓	✓	✓
Elder law/abuse		✓	✓	✓	✓
Employment					
-Discrimination					
-Harassment					
-Termination					
Environmental					
Fraud	1%	✓	✓	✓	✓
False Imprison.		✓	✓	✓	✓
Family Law		✓	✓	✓	✓
HO Ass'n	extra will work	✓	✓	✓	✓
Insurance Cov.					
Intellect. Property					
Landlord-Tenant	1.5%	✓	✓	✓	✓
Legal Malpractice	5%	✓	✓	✓	✓
Maritime					
Med Malpractice	10%	✓	✓	✓	✓
Partnership					
P.I. – Auto	30%	✓	✓	✓	✓
P.I. – Other	30%	✓	✓	✓	✓
Premises Liability	2%	✓	✓	✓	✓
Probate/Trust					
Product Liab.					
Real Property	5%	✓	✓	✓	✓
Securities					
Tax					
Toxic Torts					
Wrongful Death					
Other:					
STRUCTURAL PEST		✓	✓	✓	✓
EQUINE		✓	✓	✓	✓